

HOV 1 3 2001

767719623 W

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

Addressee" service.

Name (Print)

Name (Print)

Name (Print)

5\_\_\_

JAN . H CENT

Customer No.:

07278

PATENT TRADEMARK OFFICE

Docket No.: 5407/0J061

IN THE UNITED STATES PATENER AND TRADEMARK OFFICE

In re Application of:

Walter Brieden et al.

Serial No.:

09/198,427

Art Unit:

1651

Filed:

April 12, 1998

Examiner:

M. Meller

For:

PROCESS FOR THE PREPARATION OF AMINOALCOHOL

DERIVATIVES AND THEIR FURTHER CONVERSION TO

(1R,4S)-4-((2-AMINO-6-CHLORO-5-FORMAMIDO-4-PYRIMIDINYL)-

AMINO)-2-CYCLOPENTENYL-1-METHANOL

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Hon. Commissioner of Patents and Trademarks Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision

dated July 16, 2001 of the Primary Examiner finally rejecting claims 1-5 and 16-22.

01/28/2002 MGEBREM1 00000115 09198427

02 FC:119

320.00 OP

An extension of time to respond to the final rejection is required.

Accordingly, a petition and fee of \$110 are enclosed.

A timely response to the final rejection was filed on October 16, 2001.

The required fee of \$320 for this appeal is enclosed. Please charge any deficiency to Deposit Account No. 04-0100.

Respectfully submitted,

Dated: November 13, 2001

Jay P. Lessler Reg. No. 41,151

Attorney for Applicants

DARBY & DARBY P.C. 805 Third Avenue New York, New York 10022 212-527-7700